

SENATE, No. 1401

AN ACT prohibiting the confiscation of lawfully owned firearms during a state of emergency

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 SECTION 1. Chapter 140 of the Massachusetts General Laws shall be amended by
2 adding the following section;

3
4 Section 129E. Prohibiting the confiscation of lawfully owned firearms.

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6 No law enforcement officer, person acting as a law enforcement officer, or other public
7 official shall confiscate or attempt to confiscate any lawfully carried or lawfully owned
8 firearm, rifle or shotgun in this state during a declared state of emergency.

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10 Whoever violates the provisions of this section shall be subject to a civil fine of not less
11 than \$500 nor more than \$5,000 for each firearm, rifle or shotgun confiscated or by
12 imprisonment in a state prison for not more than ten years or by imprisonment in a house
13 of correction for not more than two and one-half years